

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

United States of America,

Plaintiff/Respondent

v.

Charles Edward Cooper, Jr.,

Defendant/Petitioner

Case No.: 2:14-cr-00228-JAD-CWH

**Order Granting Motion to
Amend Motion to Vacate, Set Aside, or
Correct Conviction and Sentence
Under 28 U.S.C. § 2255**

[ECF Nos. 259, 283]

Defendant Charles Edward Cooper, Jr., filed a 28 U.S.C. § 2255 motion, arguing that his sentence should be vacated or reduced.¹ The court appointed counsel,² who now moves for permission to file an amended § 2255 motion.³ The deadline for response to the motion to amend passed without opposition. Good cause appearing, IT IS HEREBY ORDERED that **the motion to amend [ECF No. 283] is GRANTED** and the original **motion [ECF No. 259] is DENIED without prejudice.**⁴ Counsel for Cooper⁵ has until August 7, 2020, to file Cooper's proposed amended motion under 28 U.S.C. § 2255; the Government will then have 30 days to file its response, and Cooper's counsel will have 20 days after that to file a reply.


U.S. District Judge Jennifer A. Dorsey
Dated: August 5, 2020

¹ ECF No. 259.

² ECF No. 262.

³ ECF No. 283.

⁴ By granting this request to amend, the court makes no determination of the merits of Cooper's § 2255 arguments.

⁵ Cooper is advised that, because counsel has been appointed for him, all filings in this action must be made by counsel. See Local Rule IA 11-6(a) ("once an attorney makes an appearance on behalf of a party, that party may not personally file a document with the court; all filings must thereafter be made by the attorney.").